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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Marc H. Hedrick, et al. **Examiner:** Not yet known
Serial No.: 09/936,665 **Group Art Unit:** 1642
Filed: September 10, 2001 **Docket No.:** 30448.77USW1
Title: ADIPOSE-DERIVED STEM CELLS AND LATTICES

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on October 10, 2002.


By: Tracy Truick

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(b)(3))

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This Supplemental Information Disclosure Statement is being filed herewith as a supplement to Applicant's February 26, 2002, Information Disclosure Statement which was submitted under 37 C.F.R. §1.97 (b)(3) before the mailing date of the first Office Action on the merits. In accordance with 37 C.F.R. §1.98(d), copies of Exhibits 57-60 as set forth in the Form 1449 are included herewith.

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. They are as follows:

- U.S. Patent No. 5,591,625 issued January 7, 1997, Gerson et al. **(EXHIBIT 57)**
- U.S. Patent No. 5,786,207 issued July 28, 1998, Katz et al. **(EXHIBIT 58)**
- U.S. Patent No. 5,827,735 issued October 27, 1998, Young et al. **(EXHIBIT 59)**
- Grigoradis A., et al., 1988 *J. Cell Biol.* "Differentiation of Muscle, Fat, Cartilage, and Bone from Progenitor Cells Present in a Bone-derived Clonal Cell Population: Effect of Dexamethasone," 106: 2139-2151 **(EXHIBIT 60)**

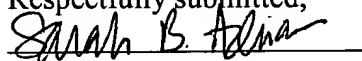
This statement should be considered because it is submitted before the mailing date of the first Office Action on the merits according to 37 C.F.R. §1.97(b)(3). In accordance with 37 C.F.R. §1.98(d), copies of each document or other information listed on the enclosed Form 1449 are provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that the references have been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

No fee is deemed necessary in connection with the filing of this Information Disclosure Statement. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-0306.

Respectfully submitted,



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By: 
Name: Tracy Truick

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing Certificate under 37 CFR 1.8.
- ☒ Information Disclosure Statement (37 C.F.R. §1.97(b)(3))
- ☒ Form 1449 (Information Disclosure Statement) (1 sheet)
- ☒ Exhibits 57 - 60
- ☒ Return postcard

Please charge any additional fees or credit overpayment to Deposit Account No. 50-0306. A duplicate of this sheet is enclosed.

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